

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

A.G. DESIGN & ASSOCIATES, LLC, a  
Washington limited liability company,

Plaintiff,

v.

TRAINMAN LANTERN COMPANY, INC., a  
Washington corporation, d/b/a AMERICAN  
LANTERN COMPANY, INC.; AMERICAN  
LANTERN, INC., a foreign corporation;  
MARCUS MUKAI, individually and as a  
marital community with JANE DOE MUKAI;  
G. SCOTT MUKAI; and JOHN DOE  
DEFENDANTS 1 through 10,

Defendants.

Case No. C07-5158FDB


ORDER DENYING PLAINTIFF'S  
MOTION TO FILE AMENDED  
COMPLAINT

Plaintiff moves to amend its Complaint to dismiss the state law causes of action (unfair competition, breach of contract, tortious interference with Plaintiff's business relations, violation of Washington's Consumer Protection Act, and conversion of Plaintiff's confidential information and trade secrets). Plaintiff has filed a complaint in Island County Superior Court asserting the aforementioned state law claims against the defendants in this case. Defendant opposes the motion asserting undue delay, bad faith, and undue prejudice to the defendants.

1 This matter is currently on appeal to the Federal Circuit, and this Court is divested of  
2 jurisdiction to grant any such relief to Plaintiff. ACCORDINGLY,

3 IT IS ORDERED: Plaintiff's Motion To File Amended Complaint [Dkt. # 69] is DENIED.

4 DATED this 24<sup>th</sup> day of September, 2007.

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7 FRANKLIN D. BURGESS  
8 UNITED STATES DISTRICT JUDGE  
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